IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

WP(C).No. 4780 of 2007(R)

PETITIONER:

K. MONY, S/O. V.K. KUMARAN,
AGED 54 YEARS, VADAKKEDATH HOUSE, P.O. NAYARUPARA,
IDUKKI DISTRICT (UPPER DIVISION CLERK,
DISTRICT EDUCATIONAL OFFICE, KATTAPPANA).

BY ADV. SRI.SUNIL V.MOHAMMED

RESPONDENTS:
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1. THE STATE OF KERALA,
REP. BY THE SECRETARY TO EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION,
THIRUVANANTHAPURAM.

3. THE DISTRICT EDUCATIONAL OFFICER,
KATTAPPANA, IDUKKI DISTRICT.

4. MR. SUGATHAN,
SR.SUPERINTENDENT, VIGILANCE SECTION,
OFFICE OF THE D.P.I., THIRUVANANTHAPURAM.

R1 TO 3 BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12.2.2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 4780 OF 2007

Dated this the 12th February,2007.

JUDGMENT

The petitioner belongs to the category of Upper Division Clerk in the General Education Department. He along with another has been placed under suspension by the second respondent as per Ext.P1 order dated 31.1.2007. The petitioner has filed Ext.P3 representation before the second respondent requesting to revoke Ext.P1 order and to reinstate him in service. This representation can be considered as one filed under Rule 10(6) of the Kerala Civil Services (Classification, Control and Appeal) Rules, 1960.

2. Though the petitioner submits that the consideration of Ext.P3 is delayed by the interference of the fourth respondent, I do not consider it necessary to issue notice to the fourth respondent. It would suffice that if second respondent is directed to consider Ext.P3 on merits and pass orders in accordance with law. Ordered accordingly. The same shall be done as early as possible, in any event, within one month from the date of receipt of a copy of the judgment. With the above directions writ the petition is disposed of.

The petitioner shall produce a copy of the judgment and copy of the writ petition before the second respondent for compliance.

K.K.DENESAN
Judge

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